

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In RE:

LIBOR-Based Financial Instrument
Antitrust Litigation

This Application Applies to Payne Case

CARL A. PAYNE, et al.

Plaintiffs,

vs.

BANK OF AMERICA, et al.,

Defendants.

MDL No. 2262

Master File No. 1:11-md-2262-NRB

Civil Action No.: 1:13-cv-00598-NRB

**DECLARATION OF DANIEL ALBERSTONE IN SUPPORT OF PLAINTIFFS
CARL A. PAYNE AND KENNETH W. COKER'S MOTION FOR CREATION OF A
NEW HOMEOWNER CLASS GROUP AND FOR APPOINTMENT OF BARON &
BUDD, P.C. AS INTERIM LEAD COUNSEL**

I, Daniel Alberstone, declare:

1. I am an attorney with the law firm of Baron & Budd, P.C., counsel for Plaintiffs Carl A. Payne and Kenneth Coker (collectively the “Homeowner Plaintiffs”). I make this declaration in support of the Homeowner Plaintiffs’ motion for the creation of a new homeowner class group and for appointment of Baron & Budd, P.C. as interim lead counsel.

2. Attached hereto as Exhibit A is a true and correct copy of the firm resume for Baron & Budd, P.C.

I declare under penalty of perjury under the laws of the United States of America that the foregoing facts are true and correct.

Executed this 15th day of September 2014, in Los Angeles, California.

/s/ Daniel Alberstone

Daniel Alberstone